

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

OCT - 4 2005

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte BRUCE DICKSON, DAVID L. KAMINSKY,
and MARCIA L. PETERS

Application No. 09/396,873

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on July 8, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On March 21, 2005, appellants filed a Request to Reopen Prosecution accompanied by an Amendment. A review of the file reveals that the Request and Amendment were not considered by the examiner. Before further review, the examiner must consider the Request and Amendment filed March 21, 2005. Appropriate action is required.

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Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) consideration of the Request and Amendment filed March 21, 2005; and 2) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

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